IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 736 OF 2005
IN
SUIT NO. 300 OF 2005

M/s.Zee Interactive Learning
Systems Limited. ... Plaintiff.

V/s.

Mrs.Chanda N.Dawda & another. ... Defendants.

Mr.S.V.Rajeshwar i/b. Legal Apex for the plaintiff.

Mr.Sameer Vaidya with Mr.Dalla i/b. Dalla
& Dalla Associates for the defendants.

CORAM : A.M.KHANWILKAR, J.

DATED : 5th September 2005.

P.C. :

. Heard counsel for the parties.

2. After hearing the counsel for some time, counsel for the defendants fairly submitted that as the proposed amendment is confined to the mark "KIDZEE" which is registered on 25th April 2005 i.e. after institution of the suit, the chamber summons be granted without prejudice to the rights and contentions of the defendants on merits of the case.

3. Accordingly, chamber summons is made absolute in terms of prayer clauses (a) and (b). Amendment to be carried out within four weeks from today.

4. It is once again made clear that amendment is granted without prejudice to the rights and contentions available to the defendants on merits as permissible by law. No order as to costs.

5. Counsel for the plaintiff assures to serve amended copy of the plaint on counsel for the defendants at the earliest to enable the defendants to file further written statement on the basis of the amended plaint, if so desired.

(A.M.KHANWILKAR, J.)